

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Stanley R. Terlecky *et al.*

Application No.: 10/533,124

Filed: December 27, 2005

For: PROMOTION OF PEROXISOMAL CATALASE FUNCTION IN CELLS

Conf. No. 5930

Art Unit: 1652

Examiner: Rebecca E. PROUTY

Washington, D.C.

Date: November 28, 2008

Atty.'s Docket: TERLECKY-1A

THE COMMISSIONER OF PATENTS

Customer Service Window

Randolph Building, Mail Stop AMENDMENT

401 Dulany Street

Alexandria, VA 22314

Sir:

Transmitted herewith is a **RESPONSE AND AMENDMENT** in the above-identified application (**plus EXHIBIT A**).

☒ Small Entity Status: Applicant(s) claim small entity status. See 37 C.F.R. §1.27.

☐ No additional fee is required.

☐ The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)		(Col. 3)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR		PRESENT EXTRA EQUALS
TOTAL	36	MINUS	** 45		0
INDEP.	2	MINUS	*** 3		0

FIRST PRESENTATION OF MULTIPLE DEP. CLAIM

ADDITIONAL FEE TOTAL

SMALL ENTITY	
RATE	ADDITIONAL FEE
25	\$
x 100	\$
+ 180	\$
	\$

OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE
x 50	\$
x 200	\$
+ 360	\$
	\$

OR

OR TOTAL

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

☒ Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

☐ It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity
Response Filed Within
[] First - \$ 65.00
[] Second - \$ 245.00
[] Third - \$ 555.00
[] Fourth - \$ 865.00
Month After Time Period Set

Other Than Small Entity
Response Filed Within
[] First - \$ 130.00
[] Second - \$ 490.00
[] Third - \$ 1110.00
[] Fourth - \$ 1730.00
Month After Time Period Set

☐ Less fees (\$_____) already paid for ____ month(s) extension of time on _____.

☐ Terminal Disclaimer fee of \$ _____.

☐ Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$ _____.

☐ A check in the amount of \$ _____ is attached (check no.).

☒ The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK, P.L.L.C.
Attorneys for Applicant(s)

By: /Shmuel Livnat/

Shmuel Livnat
Registration No. 33,949

Facsimile: (202) 737-3528
Telephone: (202) 628-5197